

PTO/SB/01 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	6561/53780
	First Named Inventor	Calhoun, et al.
	COMPLETE IF KNOWN	
	Application Number	
	Filing Date	10/24/2003
	Group Art Unit	
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing	OR	<input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
Examiner Name		

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Discovery of Rogue Access Point Location in Wireless Network Environments

(Title of the invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patent, Washington, DC 20231.

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DECLARATION – Utility or Design Patent Application

Direct all correspondence to:

☒ Customer Number
or Bar Code Label

30505

OR

☐ Correspondence address below

Name Mark James Spolyar

Address 38 Fountain Street

City San Francisco

State CA

ZIP 94114

Country USA

Telephone 415-826-7988

Fax 415-480-1780

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) Patrick R.

Family Name

or Surname Calhoun

Inventor's
Signature

Date October 23, 2003

Residence: City Pleasanton

State CA

Country

Citizenship Canada

Mailing Address 3829 Huff Court

City Pleasanton

State CA

ZIP 94588

Country

NAME OF SECOND INVENTOR:☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) Robert J.

Family Name

or Surname Friday

Inventor's
Signature

Date October 23, 2003

Residence: City Los Gatos

State CA

Country USA

Citizenship United States

Mailing Address 16081 Redwood Lodge Road

City Los Gatos

State CA

ZIP 95033

Country USA

☒

Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

Please type a plus sign (+) inside this box →

+

PTO/SB/02A (11-00)

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DECLARATION		ADDITIONAL INVENTOR R(S) Supplemental Sheet Page <u>1</u> of <u>2</u>	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Robert B.		O'Hara, Jr.	
Inventor's Signature <i>Robert B. O'Hara Jr.</i>		Date <u>October 23, 2003</u>	
Residence: City	Santa Clara	State	CA
		Country	USA
Citizenship <u>United States</u>			
Mailing Address <u>1750 Nantucket Circle #138</u>			
Mailing Address			
City	Santa Clara	State	CA
		ZIP	95054
		Country <u>USA</u>	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Brett		Galloway	
Inventor's Signature <i>Brett Galloway</i>		Date <u>October 23, 2003</u>	
Residence: City		State	CA
		Country	USA
Citizenship <u>United States</u>			
Mailing Address			
Mailing Address			
City		State	CA
		ZIP	
		Country <u>USA</u>	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
David Anthony		Frascone	
Inventor's Signature		Date <u>October 23, 2003</u>	
Residence: City	Terrell	State	TX
		Country	USA
Citizenship <u>United States</u>			
Mailing Address <u>805 N. Frances Street</u>			
Mailing Address			
City	Terrell	State	TX
		ZIP	75160
		Country <u>USA</u>	

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Please type a plus sign (+) inside this box →

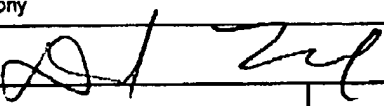


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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>2</u>
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Robert B.		O'Hara, Jr.	
Inventor's Signature			Date October 23, 2003
Residence: City	Santa Clara	State	CA
Country	USA		
Citizenship United States			
Mailing Address 1750 Nantucket Circle #138			
Mailing Address			
City	Santa Clara	State	CA
ZIP	95054		
Country	USA		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Brett		Galloway	
Inventor's Signature			Date October 23, 2003
Residence: City		State	CA
Country	USA		
Citizenship United States			
Mailing Address			
Mailing Address			
City		State	CA
ZIP			
Country	USA		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
David Anthony		Frascone	
Inventor's Signature 			Date October 23, 2003
Residence: City	Terrell	State	TX
Country	USA		
Citizenship United States			
Mailing Address 605 N. Frances Street			
Mailing Address			
City	Terrell	State	TX
ZIP	75160		
Country	USA		

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Please type a plus sign (+) inside this box → ☐

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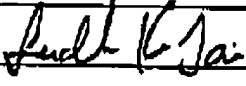
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DECLARATION**ADDITIONAL INVENTOR(S)**

Supplemental Sheet

Page 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Paul F.		Dietrich	
Inventor's Signature 		Date October 23, 2003	
Residence: City Seattle	State WA	Country USA	Citizenship United States
Mailing Address 6256 Palatine Ave. North			
Mailing Address			
City Seattle	State WA	ZIP 98103	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Sudhir Kumar		Jain	
Inventor's Signature 		Date October 23, 2003	
Residence: City Fremont	State CA	Country	Citizenship India
Mailing Address 34303 Kanwood Drive			
Mailing Address			
City Fremont	State CA	ZIP 94555	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Calhoun et al.Application No./Patent No.: _____ Filed/Issued Date: 10/24/2003Entitled: Discovery of Rogue Access Point Location in Wireless Network EnvironmentsAirespace, inc. _____, a Delaware Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel/Frame __, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

- [] Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3. If the assignment is to be recorded in the records of the PTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 23, 2003

Date

Patrice R. Calhoun

Typed or printed name

Signature

Chief Technical Officer

Title

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PATENT APPLICATION
Attorney Docket 6561/53780

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Calhoun et al.

Serial No.: TBD

Filed: October 24, 2003

For: *Discovery of Rogue Access Point Location in Wireless Network Environments*

POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Airespace, inc., a Delaware corporation, at 110 Nortech Parkway, San Jose, CA 95134, assignee of all right, title and interest to the application identified above, through its Chief Technical Officer, Patrice R. Calhoun, hereby appoints as its principal attorney, Mark James Spolyar, Reg. No. 42164, with full power of revocation and substitution, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected herewith.

All correspondence and telephone calls relating to this application should be directed to:

Customer Number: 30505

Law Office of Mark J. Spolyar

38 Fountain Street

San Francisco, CA 94114

415-826-7966

415-480-1780 fax.

Respectfully submitted,
AIRESpace, INC.

By:


Patrice R. Calhoun
As: Chief Technical Officer

Date: October 23, 2003